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February 1, 2013

Honorable A. Kathleen Tomlinson
U.S. District Court for the Eastern District of New York
100 Federal Plaza
P.O. Box 9014
Central Islip, NY 11722-9014

**Verizon New York Inc., et al. v. The Village of Westhampton Beach, et al., 11-cv-252
(LDW) (AKT)**

Dear Judge Tomlinson:

We represent plaintiff Verizon New York Inc. (“Verizon”) in the above-referenced action. We write on behalf of all parties to the action to request a brief extension of the deadline for the completion of production of a substantial portion of each party’s documents. Specifically, the parties request a three-week extension of the “substantial portion of production” deadline found in the parties’ Stipulation Regarding the Production of Documents and Electronically Stored Information, from February 7, 2013 until March 1, 2013. The parties do not request the extension of any other deadlines as a result of this extension.

The parties exchanged written responses to interrogatories and document requests on January 3, 2013. Parties have also begun exchanging letters to resolve any potential discovery disputes arising out of the written responses. In addition, the parties also finalized ESI search terms lists earlier this month. All parties have been collecting and reviewing their internal documents, and some parties have begun rolling productions of their documents already. On January 31, 2013, all counsel held a productive meet-and-confer to discuss the status of each party’s production. Each counsel discussed the status of their internal document collection and review. All counsel agreed that, despite attempts to narrow down the realm of potentially responsive documents by engaging in ongoing discussions about ESI search terms, the February 7, 2013 “substantial portion of production” deadline was not feasible. The parties intend to continue producing documents on a rolling basis, and this modest three-week extension would allow parties to ensure that their productions are near complete by March 1, 2013.

Accordingly, all parties to this action respectfully request that Your Honor approve their request for an extension of the date for production of a substantial portion of each party's documents until March 1, 2013.

Respectfully submitted,

/s/ Erica S. Weisgerber

Erica S. Weisgerber

cc: All Counsel (via ECF)

Dated: February 1, 2013
New York, New York

By: /s/ Erica S. Weisgerber

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Dated: February 1, 2013
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Dated: February 1, 2013
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Dated: February 1, 2013
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SO ORDERED this ____ day of _____ 2013:

Hon. A. Kathleen Tomlinson

United States Magistrate Judge